

**MENOMINEE TRIBAL LEGISLATURE - REGULAR  
THURSDAY, MAY 20, 2010  
TRIBAL OFFICE BOARDROOM  
KESHENA, WI 54135  
5:00 P.M.**

**MEMBERS PRESENT:**

Laurie A. Boivin, Tribal Chairwoman  
Randal Chevalier  
Lynnette A. Miller  
Myrna R. Warrington  
Lisa S. Waukau  
Bruce J. Pecore  
Kenneth A. Fish  
David A. Miller  
Rebecca D. Alegria

**1. Call to Order – Roll Call.**

Chairwoman Boivin called the regular meeting to order at 5:00 P.M. Roll Call was taken with a quorum present.

**2. Menominee Prayer.**

Legislator Chevalier said the Menominee Prayer.

**3. Public Comment Period.**

A non – tribal member Wendy Boehm (Director of Woodland Boys & Girls Club) requested to make a public comment to thank every Legislative member for their support.

Tribal member Audrey O’Kimosh requested to make a public comment for record, and requested this be published in the tribal newspaper regarding gaming.

**4. 1<sup>ST</sup> Consideration of Amendment to Ordinance No. 91-08 - Canceling Residential Lease Requests to Tribal Members.**

**MOTION BY RANDAL CHEVALIER FOR APPROVAL OF 1<sup>ST</sup> CONSIDERATION OF AMENDMENT TO ORDINANCE NO. 91-08 CANCELING RESIDENTIAL LEASE REQUEST AND SEND TO PUBLIC HEARING ON JUNE 3, 2010 AT 4:30 P.M. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**5. 1<sup>ST</sup> Consideration of Ordinance No. 10-11 – Residential Lease Requests to Tribal Members.**

**MOTION BY REBECCA ALEGRIA TO APPROVE 1ST CONSIDERATION OF ORDINANCE NO. 10-11 RESIDENTIAL LEASE REQUEST AND MOVE IT TO PUBLIC HEARING ON JUNE 3, 2010 AT 4:30 P.M. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**6. Final Approval of Amendment to Ordinance No. 88-01, 96-11, & 03-12 - Canceling Residential Lease Requests to Tribal Members.**

**MOTION BY REBECCA ALEGRIA FOR FINAL APPROVAL OF AMENDMENT TO ORDINANCE NO. 88-01, 96-11, & 03-12 CANCELING RESIDENTIAL LEASE REQUESTS. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**7. Final Approval of Amendment to Ordinance No. 09-25 – Canceling Program Lease Request (Menominee Tribal Utilities).**

**MOTION BY LYNNETTE MILLER FOR FINAL APPROVAL OF AMENDMENT TO ORDINANCE NO. 09-25 CANCELING PROGRAM LEASE REQUEST. (*MENOMINEE TRIBAL UTILITIES*) SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**8. Final Approval of Ordinance No. 10-08 - Residential Lease Requests to Tribal Members.**

All but one Residential Lease Request was approved, except for Terri Zhuckkahosee's lease request, because the land description was not listed for the one (1) acre. In addition, it was requested that from now on all land leases coming to the Legislature for approval should have the actual land description described in the Ordinance.

**MOTION BY RANDAL CHEVALIER FOR FINAL APPROVAL OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE ORDINANCE NO. 10-08 WITH THE EXCEPTION OF TERRI A. ZHUCKKAHOSEE TRACT 28 TO COME BACK AT A LATER DATE. (*RESIDENTIAL LEASE REQUESTS*) SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**9. Final Approval of Ordinance No. 10-09 - Recreational Lease Requests to Tribal Members.**

**MOTION BY LYNNETTE MILLER FOR FINAL APPROVAL OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE ORDINANCE NO. 10-09 RECREATIONAL LEASE REQUESTS. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**10. Final Approval of Ordinance No. 10-10 - Program Lease Request (Menominee Tribal Utilities).**

**MOTION BY REBECCA ALEGRIA FOR FINAL APPROVAL OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE ORDINANCE NO. 1010 PROGRAM LEASE REQUESTS. (*MENOMINEE TRIBAL UTILITIES*) SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**11. 10-Day Waiver Request(s).**

There were no 10-day waiver request(s) made at this time.

**12. Appointments to the Menominee Indian Economic Development Authority Board of Directors.**

**MOTION BY RANDAL CHEVALIER FOR APPOINTMENT OF LEW BOYD, KAREN BOWMAN - DILLENBURG, AND MARCUS GRIGNON TO THE MENOMINEE INDIAN ECONOMIC DEVELOPMENT AUTHORITY BOARD. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**MOTION BY RANDAL CHEVALIER TO APPOINT LEGISLATOR LISA WAUKAU AND LEGISLATOR BRUCE PECORE TO THE MENOMINEE INDIAN ECONOMIC DEVELOPMENT AUTHORITY BOARD FOR THE REMAINDER OF THIS LEGISLATIVE YEAR. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 6 FOR, 1 OPPOSED (D. MILLER), 1 ABSTENTION (FISH), AND 0**

**ABSENT.**

**PLEASE NOTE: Legislator D. Miller qualified his opposition as follows:** *"For clarity and to be safe in the future I believe there should be a separation going into the next year."*

**Legislator Fish qualified his abstention as follows:** *"I think that the Legislator's that are interested should also show interest prior to the selection process so that we know what Legislator's are interested, and we get a chance to think about it."*

**13. Appointments to the Community Funding Review and Selection Panel.**

**MOTION BY MYRNA WARRINGTON TO *TABLE* AND RE-POST THE COMMUNITY FUNDING REVIEW AND SELECTION PANEL. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**14. Bid Recommendation for the Community Development Sidewalks Projects 3 & 4.**

Legislator's requested that Menominee Contractor's be hired to do the work on the Reservation, especially with the economy at this time. The Tribe should be hiring our own Menominee Laborer's, Sub-Contractor's, and Contractor's in the bidding process. There are enough Menominee Businesses that can do the job just as good as the non-Menominee Contractor's can, and we need to keep the money here on the Reservation.

Chairwoman Boivin stated the Contractor's Preference Ordinance is still being drafted with the Governmental Affairs Committee. She also stated that while she was at GLITC last week, she met with a Council woman there, and they discussed TERO, and possibly working on a joint effort, which she would relay to the Governmental Affairs, Management Team, and Procurement for their input, because that Tribe already has a TERO Office set up.

**MOTION BY LISA WAUKAU TO AWARD THE COMMUNITY DEVELOPMENT SIDEWALKS PROJECTS 3 & 4 TO MUSSON BROTHERS, INC. FOR \$262,605 AS BID, TO INCLUDE UTILIZATION OF NATIVE AMERICAN SUBCONTRACTORS AND EMPLOYEES SPECIFICALLY TOO TALL TRUCKING, WHICH IS KITSON AND SONS, AND HARD ROCK SAWING, WHICH IS MRS. RIESTERER (MARY DVORATCHEK-OWNER) AS BOTH MENOMINEE OWNED 100% MENOMINEE SUBCONTRACTORS, TWO (2) NATIVE AMERICAN EMPLOYEES, AND AT LEAST ONE (1) MENOMINEE LABORER. SECOND WAS MADE BY RANDAL CHEVALIER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**15. Analysis on the Obama Health Care Reform Law and the Indian Re-Authorization Act.**

Chairwoman Boivin requested that this be tabled, because it will not be ready until the June 3, 2010 MTL meeting.

**MOTION BY MYRNA WARRINGTON TO *TABLE* THE ANALYSIS ON THE OBAMA HEALTH CARE REFORM LAW AND THE INDIAN RE-AUTHORIZATION ACT. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**16. Memorandum of Agreement between Menominee Indian Tribe of Wisconsin and the National Society of American Indian Elderly - Americorps Vista.**

Aging Division Director, Denise Pommer was present to answer questions the Legislature had in regards to what this individual would be doing, and at the request of the Legislature she would make that request with NSAIE for Indian

preference.

**MOTION BY REBECCA ALEGRIA TO APPROVE THE MEMORANDUM OF AGREEMENT BETWEEN THE MENOMINEE INDIAN TRIBE OF WISCONSIN (HEREINAFTER "AGING") AND THE NATIONAL SOCIETY OF AMERICAN INDIAN ELDERLY (HEREINAFTER "AMERICORPS VISTA"), WAIVE THE READING, AND AUTHORIZE CHAIRWOMAN LAURIE BOIVIN AND THE NSAIE AMERICORPS VISTA SUPERVISOR TO SIGN. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**17. Resolution No. 10-13 Americorps Vista Sponsor.**

**MOTION BY REBECCA ALEGRIA TO APPROVE MENOMINEE TRIBAL LEGISLATURE RESOLUTION NO. 10-13 AMERICORPS VISTA SPONSOR, WAIVE THE READING, AND AUTHORIZE CHAIRWOMAN LAURIE BOIVIN AND SECRETARY LYNNETTE MILLER TO SIGN. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**18. Resolution No. 10-\_\_\_ Resolution in Support of an Application to the U. S. Department of Health and Human Services Indian Health Service.**

**MOTION BY REBECCA ALEGRIA TO APPROVE MENOMINEE TRIBAL RESOLUTION NO. 10-23 RESOLUTION IN SUPPORT OF AN APPLICATION TO THE U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES INDIAN HEALTH SERVICE, WAIVE THE READING, AND AUTHORIZE CHAIRWOMAN LAURIE BOIVIN AND SECRETARY LYNNETTE MILLER TO SIGN. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (WARRINGTON).**

**PLEASE NOTE:** Legislator Warrington stepped out of the meeting for a few minutes.

**19. Resolution No. 10-\_\_\_ Resolution in Support of an Application to the U. S. Department of Justice - Office of Justice Programs, Office for Victims of Crime.**

Chairwoman Boivin informed MTL to disregard the Resolution that was in their meeting packets, and to review the corrected Resolution. The dollars stated in the previous Resolution stated a cash match, and there is no cash match.

**MOTION BY LYNNETTE MILLER TO APPROVE RESOLUTION NO. 10-24 RESOLUTION IN SUPPORT OF AN APPLICATION TO THE U. S DEPARTMENT OF JUSTICE - OFFICE OF JUSTICE PROGRAMS, OFFICE OF VICTIMS OF CRIME, WAIVE THE READING, AND AUTHORIZE SIGNATURES. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**20. Other Business: Matters of an Immediate Nature that Cannot Wait Until the Next Meeting.**

**MOTION BY RANDAL CHEVALIER TO ENTERTAIN THE FOLLOWING ITEMS UNDER "OTHER BUSINESS: MATTERS OF AN IMMEDIATE NATURE THAT CANNOT WAIT UNTIL THE NEXT MEETING:" - 1) MTL APPROVAL FOR SILVICULTURAL PRESCRIPTIONS FOR LY'10 SPRING/SUMMER UNITS; 2) RESCIND MOTION DATED MAY 6, 2010 NUMBER 33 ON THE AGENDA; 3) APPROVAL SPECIAL MEETING AGENDA FOR MONDAY, MAY 24, 2010 IN EXECUTIVE SESSION; 4) RECOMMENDATION ON THE ENFORCEMENT RESOURCE AND PROTECTION COMMITTEE OF MAY 19, 2010; & 5) REVISIT ISSUE ON CASINO TRANSFERS.**

**SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 7 FOR, 1 OPPOSED (WAUKAU), 0 ABSTENTIONS, AND 0 ABSENT.**

**PLEASE NOTE:** Legislator Waukau qualified her opposition as follows: *"I think that the Casino transfers is probably proprietary, and I'm not open to discussing that in open session."*

**1) MTL Approval for Silvicultural Prescriptions for LY' 10 Spring/Summer Units;**

Trust Resources Director, Christopher Caldwell was present to update the Legislature on addressing the inefficiencies of the prescription processes. He also stated that the Forestry Committee did not approve this request and he did not have time to send this to Forestry Committee, because the Ordinance was amended to eliminate the timeline requirements. (**PLEASE NOTE:** *The Ordinance was not amended.*)

Chairwoman Boivin informed the Legislature that if this were not approved, then all logging would be halted immediately for the logging season. It went through all the appropriate parties except for sending this to the Forestry Committee to send back to the Legislature for approval.

**MOTION BY REBECCA ALEGRIA TO APPROVE THE LY' 2010 SPRING/SUMMER HARVEST SILVICULTURAL PRESCRIPTIONS AS PRESENTED BY THE COMPLIANCE AND ENFORCMENT OFFICER (CHRISTOPHER CALDWELL). SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 6 FOR, 2 OPPOSED (WARRINGTON & CHEVALIER), 0 ABSTENTIONS, AND 0 ABSENT.**

**PLEASE NOTE:** Legislator Warrington qualified her opposition as follows: *"I'm opposed, because Chris had this information, and it should have come to the Forestry, and I don't know how we could know those procedures if we didn't know they were sitting out there waiting to be approved. He should have brought them, and he also needs a checklist of things just like you said a procedure of when these things are coming through so they aren't missed again."*

**Legislator Chevalier qualified his opposition for the record as follows:** *"I have not had an opportunity to review this material so I can not approve it."*

**2) Rescind Motion Dated May 6, 2010 Number 33 on the Agenda;**

Legislator Chevalier informed the Tribal Legislature that the meeting scheduled with Menominee County Board is no longer needed.

**MOTION BY RANDAL CHEVALIER TO RESCIND THE MOTION DATED MAY 6, 2010 SETTING A SPECIAL MEETING WITH THE COUNTY BOARD ON MAY 26, 2010 AT 7:00 P.M. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**3) Approval Special Meeting Agenda for Monday, May 24, 2010 in Executive Session;**

The Tribal Legislature will discuss this meeting in Executive Session and may not make a motion until they come out regarding this issue.

**4) Recommendation on the Enforcement Resource and Protection Committee Recommendation on the Enforcement Resource and Protection Committee of May 19, 2010; &**

**MOTION BY KENNETH FISH THAT TRIBAL ATTORNEY WILLIAM KUSSEL VERBALLY RENDER WHETHER OR NOT ORDINANCE NO. 85-21 IS CONSTITUTIONALLY CORRECT BY AUTHORIZING THE STATE OF WISCONSIN TO ENACT A LAW OVER TRIBAL MEMBERS. SECOND WAS MADE BY BRUCE PECORE. *THE MOTION IS DEFEATED: 3 FOR, 5 OPPOSED (L. MILLER, WARRINGTON, CHEVALIER, WAUKAU, & PECORE), 0 ABSTENTIONS, AND 0 AB SENT.***

**PLEASE NOTE: Legislator L. Miller qualified her opposition as follows:** *"I'm opposing, because I don't think the Attorney should be made to do a verbal opinion on such on issue right tonight."*

**Legislator Warrington qualified her opposition as follows:** *"I oppose it as well, because I think if you're going to ask for an opinion; you want it to be thorough, and researched and exact so that we know that there is a basis for an opinion. He can't just stand up and give one."*

**Legislator Chevalier qualified his opposition as follows:** *"I opposed it, because I think it should go back to the Committee for them to work on some more, but I do think our Legal person is here so that he can provide, and he should know our Constitution at this point in time and should be able to answer a constitutional question."*

**Legislator D. Miller qualified his vote as follows:** *"I supported the motion just so we get some more clarification from our Attorney Bill it would have lead to more complicated issues, and I would have liked to hear our well paid Attorney's opinion verbally. Not that we had to act on anything."*

**Legislator Alegria qualified her vote as follows:** *"I supported the motion; I think it's very important it affects a lot of tribal members, and so I wanted to hear the answer."*

**Legislator Fish qualified his vote as follows:** *"Attorney William Kussel has been with the Tribe for over 25 years, and I would think that he would know the Constitution, the Law and Order Code that he could render and shoot from the hip on something simple as an interpretation of the Constitution whether or not it's constitutionally allowed."*

**Legislator's Waukau and Pecore did not qualify their oppositions.**

**MOTION BY RANDAL CHEVALIER TO SEND THIS ISSUE BACK TO (ENFORCEMENT RESOURCE AND PROTECTION) COMMITTEE FOR A POSSIBLE AMENDMENT TO ORDINANCE 85-21. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 5 FOR, 1 OPPOSED (FISH), 2 ABSTENTIONS (D. MILLER & ALEGRIA), AND 0 ABSENT.**

**PLEASE NOTE: Legislator Fish qualified his opposition as follows:** *"It's a simple legal interpretation and we're not even following the Constitution, and we swore to follow it."*

**Legislator D. Miller qualified his abstention as follows:** *"I would like a little more clarification before we send it back, because I get the feeling that it's going to boomerang right back here."*

**Legislator Alegria qualified her abstention as follows:** *"I'll defer."*

**5) REVISIT ISSUE ON CASINO TRANSFERS.**

Legislator Fish requested that the Legislature revisit the Casino Transfers due to no transfers coming to the Tribe. He wants to know what exactly would have to be transferred to maintain the current operations of the Tribe to the end of the fiscal year. He believes that we'll be in an extreme financial crisis, and we should not be tapping into the Tribal Reserves, because we still have another year to go. Countries are going bankrupt, we've witnessed other businesses, entities shut down, and now we're at a point where we need to establish a plan for the next five (5) years. We're making decisions that affect the whole economics of this reservation, and we're not taking it serious.

The Legislature discussed revisiting the issue of the Casino Transfers, and decided to wait until the Management Team and the Internal Auditor are able to revisit the Casino's Revenue Projections, and that information will not be available until the June 3, 2010 regular Legislative meeting.

- 21. 1<sup>ST</sup> Consideration of Amendment to Ordinance No. 09-17 FY' 2010 Restricted-Use Budget (*Sponsored by Legislators Lisa Waukau, David Miller, and Bruce Pecore*).**

**MOTION BY LISA WAUKAU THAT WE SEND THE 1<sup>ST</sup> CONSIDERATION OF AMENDMENT TO ORDINANCE NO. 09-17 FISCAL YEAR 2010 RESTRICTED – USE BUDGET TO PUBLIC HEARING ON JUNE 3, 2010 AT 4:30 P.M. WITH CORRECTIONS. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

- 22. Final Approval of Amendment to Ordinance No. 83-08 Fireworks Control and Regulation (*Sponsored by Legislator Bruce Pecore*)**

**MOTION BY RANDAL CHEVALIER FOR FINAL APPROVAL OF AMENDMENT TO ORDINANCE NO. 83-8 FIREWORKS CONTROL AND REGULATION. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

- 23. Final Approval of Amendment to Ordinance No. 09-16 FY' 2010 Tribal Budget (*Sponsored by Legislators Lisa Waukau, David Miller, and Bruce Pecore*)**

**MOTION BY LISA WAUKAU FOR FINAL APPROVAL OF AMENDMENT TO ORDINANCE NO. 09-16 FY' 2010 TRIBAL BUDGET. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 1 OPPOSED (FISH), 0 ABSTENTIONS, AND 0 ABSENT.**

**PLEASE NOTE: Legislator Fish qualified his opposition as follows: "I don't have no comment."**

- 24. Travel Authorization Requests, & Report Recommendations.**

**MOTION BY RANDAL CHEVALIER TO APPROVAL TRAVEL AUTHORIZATION FOR NUMBER ONE (1) DEPARTMENT OF HEALTH SERVICES TRIBAL CONSULTATION MEETING ON JUNE 16, 2010 IN GREEN BAY, WI FOR LEGISLATOR LYNNETTE MILLER. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

- 25. Management Team Reports.**

**MOTION BY REBECCA ALEGRIA TO APPROVE THE MANAGEMENT TEAM REPORTS FOR A PERIOD BEGINNING APRIL 8, 2010 AND ENDING MAY 13, 2010. SECOND WAS MADE BY**

**LYNNETTE MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

- 26. Approval of Minutes : 1) February 27, 2010 - Special Joint; 2) March 4, 2010 - Regular; 3) March 6, 2010 - Special; 4) March 18, 2010 - Regular; 5) March 22, 2010 - Recessed Regular; 6) March 25, 2010 - Special Joint; 7) March 29, 2010 - Special Joint; & 8) April 1, 2010 - Regular.**

**1) February 27, 2010 - Special Joint;**

**MOTION BY LYNNETTE MILLER TO APPROVE THE MINUTES OF THE SPECIAL JOINT MEETING WITH THE MENOMINEE TRIBAL LEGISLATURE AND MENOMINEE TRIBAL ENTERPRISES ON FEBRUARY 27, 2010 WITH ANY CORRECTIONS. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**2) March 4, 2010 - Regular;**

**MOTION BY RANDAL CHEVALIER FOR APPROVAL OF THE MEETING MINUTES OF THURSDAY, MARCH 4, 2010 REGULAR MEETING OF THE TRIBAL LEGISLATURE WITH CORRECTIONS. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 5 FOR, 0 OPPOSED, 1 ABSTENTION (ALEGRIA), AND 2 ABSENT (PECORE & D. MILLER).**

**PLEASE NOTE:** Legislator Alegria qualified her abstention as follows: "*Excused absence.*"

**3) March 6, 2010 - Special;**

**MOTION BY LYNNETTE MILLER TO APPROVE THE SPECIAL MEETING MINUTES OF MARCH 6, 2010 WITH ANY CORRECTIONS. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (PECORE).**

**PLEASE NOTE:** Legislator Pecore stepped out of the meeting for a few minutes.

**4) March 18, 2010 - Regular;**

Legislator's stated that the motions that were in the minutes were incorrect, and requested they be tabled until they can be revised.

**MOTION BY REBECCA ALEGRIA TO *TABLE* THE MARCH 18, 2010 MENOMINEE TRIBAL LEGISLATURE MEETING MINUTES. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (PECORE).**

**PLEASE NOTE:** Legislator Pecore stepped out of the meeting for a few minutes.

**5) March 22, 2010 - Recessed Regular;**

Legislator's stated that the motions that were in the minutes were incorrect, and requested they be tabled until they can be revised.

**MOTION BY REBECCA ALEGRIA TO *TABLE* THE MARCH 22, 2010 RECESSED MENOMINEE TRIBAL LEGISLATURE MEETING MINUTES. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**



**6) March 25, 2010 - Special Joint;**

**MOTION BY REBECCA ALEGRIA TO APPROVE THE MARCH 25, 2010 MEETING MINUTES OF THE JOINT MEETING BETWEEN THE MENOMINEE TRIBAL LEGISLATURE AND STOCKBRIDGE – MUNSEE BAND OF MOHICANS. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**7) March 29, 2010 - Special Joint; &**

**MOTION BY LYNNETTE MILLER TO APPROVE THE SPECIAL JOINT MEETING OF THE MENOMINEE TRIBAL LEGISLATURE AND THE MENOMINEE TRIBAL SCHOOL BOARD OF MARCH 29, 2010 WITH ANY CORRECTIONS. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**8) April 1, 2010 - Regular.**

**MOTION BY LYNNETTE MILLER TO APPROVE THE REGULAR MEETING MINUTES OF APRIL 1, 2010 WITH ANY CORRECTIONS. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**27. Committee Reports and Recommendations:**

**a) Tribal Forestry Committee of April 26, 2010**

**i. Request Approval of the Invasive Species Management Plan.**

**MOTION BY MYRNA WARRINGTON TO CONCUR WITH THE TRIBAL FORESTRY COMMITTEE OF APRIL 26, 2010 TO APPROVE THE INVASIVE SPECIES MANAGEMENT PLAN INCLUDING SUSAN WAUKAU'S RECOMMENDATIONS AND SEND TO THE LEGISLATURE FOR APPROVAL. NO SECOND NECESSARY. THE MOTION CARRIED: 6 FOR, 1 OPPOSED (WARRINGTON), 1 ABSTENTION (L. MILLER), AND 0 ABSENT.**

**PLEASE NOTE:** Legislator Warrington qualified her opposition as follows: *"I looked through the Plan, and on almost every page, MTE is mentioned in there, and I think we need to buy in with them even though they are doing most of it already. I think that we need some type of action from them."*

**Legislator L. Miller qualified her abstention as follows:** *"I'm going to abstain, because I'm getting conflicting information if MTE was actually consulted with for the input in the Plan."*

**MOTION BY KENNETH FISH THAT THE WORKGROUP DEVELOP A PROTOCOL FOR PUBLIC NOTIFICATION AND IT BE BROUGHT BACK TO THE LEGISLATURE FOR APPROVAL FOR THE INVASIVE SPECIES TREATMENTS TO BE INCORPORATED INTO THE PLAN FOR LEGISLATIVE APPROVAL. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**MOTION BY RANDAL CHEVALIER TO REQUEST THAT THE WORKGROUP POST THEIR PLAN IN THE COMMUNITY FOR PUBLIC COMMENT FOR A MINIMUM OF THIRTY (30) DAYS.**

**PLEASE NOTE:** There was no second so the motion died.

**MOTION BY LISA WAUKAU TO AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENT.**

**(INVASIVE SPECIES PLAN). SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 6 FOR, 0 OPPOSED, 2 ABSTENTIONS (L. MILLER & WARRINGTON), AND 0 ABSENT.**

**PLEASE NOTE : Legislator's L. Miller and Warrington qualified their abstentions as follows: "For the same reasons as noted on the original motions."**

**b) Community Development Committee of May 12, 2010**

**i. Request Approval to Utilize the Woodland Bowl Showers;**

**MOTION BY DAVID MILLER TO CONCUR WITH THE COMMUNITY DEVELOPMENT COMMITTEE OF MAY 12, 2010 TO RECOMMEND TO THE MENOMINEE TRIBAL LEGISLATURE TO APPROVE THE USE OF THE SHOWERS IN THE WOODLAND BOWL DURING THE WEEK OF JUNE 13 THROUGH JUNE 20, 2010 FOR DONA BEAUPREY, WITH THE STIPULATION THAT SHE UTILIZE THE STANDARD WOODLAND BOWL USE AGREEMENT. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**ii. Request Approval to Cancel Residential Lease Requests; &**

**MOOT – Previously taken up on agenda item numbers 4, 6, & 7.**

**iii. Request Approval to Approve the Residential Lease Requests.**

**MOOT – Previously taken up on agenda item numbers 5 & 8.**

**28. 2010 Legislative Goals Progress Reports.**

The Legislature discussed their Legislative goals and reported on the progress they are achieving thus far.

**29. As per LRP 5.03 – EXECUTIVE SESSION: (A) Legal – 1) L.H.S. Declination; 2) Legal Consultation and Advice Regarding Negotiations of Contracts; (B) Personnel; & (C) Gaming – 1) Kenosha Project Update.**

**MOTION BY LISA WAUKAU TO GO INTO EXECUTIVE SESSION. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

***\*\*EXECUTIVE SESSION WAS NOT RECORDED\*\****

**MOTION BY LISA WAUKAU TO COME OUT OF EXECUTIVE SESSION. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**20 (3) Approval of Special Meeting Agenda for Monday, May 24, 2010 in Executive Session;**

**MOTION BY LISA WAUKAU THAT WE HAVE A SPECIAL MEETING ON MONDAY, MAY 24, 2010 AT 5:30 P.M. TO TAKE UP THE FOLLOWING ISSUES IN EXECUTIVE SESSION: 1) LEGAL CONSULTATION AND ADVICE REGARDING NEGOTIATIONS OF CONTRACTS; AND 2) KENOSHA PROJECT UPDATES. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**1) I.H.S Declination;**

There were no motions made after coming out of Executive Session.

**2) Legal Consultation and Advice Regarding Negotiations of Contracts;**

There were no motions made after coming out of Executive Session.

**(B) Personnel; &**

There were no motions made after coming out of Executive Session.

**(C) Gaming – 1) Kenosha Project Update.**

**MOTION BY MYRNA WARRINGTON TO APPROVE THOSE COMPACT AMENDMENTS AS DISCUSSED IN EXECUTIVE SESSION. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**MOTION BY KENNETH FISH TO GO PAST THE 10:00 P.M. RULE. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**30. Adjournment.**

**MOTION BY BRUCE PECORE/LISA WAUKAU TO ADJOURN. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

Meeting adjourned at 10:55 P.M.

Respectfully Submitted by,



Debra A. Bowman, Recorder/Transcriber  
**EXECUTIVE SECRETARY, CHAIRMAN'S OFFICE**